

Claim 11 line 2 "gutter an" is improper. The examiner is correct that the recitation should be "gutter and" The applicant's records indicate a proper recitation. However claim will be corrected accordingly.

The examiner states that in claim 13, lines 1 - 4 are indefinite in that the claimed language does not set forth the correct sequence of actions. The applicant presumes the proper sequence of method steps.

The claim 13 will be amended on a separate page.

4. The Abstract needs to less than 250 words. The abstract will be corrected on a separate page.

Claim Rejections

Par. 1. Recitation of 35 U.S.C.(a).

Par. 2. Claims 9, 12 and 13 are rejected under 35 U.S.C. 103(a) as being unpatentable over Arens in view of Kawachi et al and McEldownley. The examiner is correct in observing that Arens shows a grating assembly being installed on a gutter of a swimming pool, the assembly also has a plurality of grate bars parallel to each other to the pool edge of the gutter and the gratings being installed flush with the deck of the swimming pool. The applicant also claims in 9 that the edges of the pool and the grate bars include curvatures, which is not shown by Arens. Claim 9 also claims the steps of assembling the multiple of grate bars in an elevated position. This not shown by Arens. It appears that Arens assembles the grate bars one by one in situ, meaning, the position predetermined. This is not the language found in Arens but there cannot be any other conclusion.